

Atty. Docket No. YOR920030447US1
(590.112)**RECEIVED**
CENTRAL FAX CENTER**AUG 02 2007****REMARKS**

In the Office Action dated April 2, 2007, pending Claims 1-21 were rejected and the rejection made final. Of these claims, Claims 1, 11 and 21 are independent claims; the remaining claims are dependent claims. On July 2, 2007, Applicants submitted an Amendment After Final in which the claims were not amended and reconsideration of the outstanding rejections was requested. An Advisory Action issued on July 20, 2007, in which the rejections were maintained.

In this Second Amendment After Final, Applicants have amended independent Claims 1, 11 and 21 to clarify the present invention. The Office is respectfully requested to reconsider the rejections presented in the outstanding Office Action in lights of the following remarks. Should the claims as amended herein not be immediately allowable, the Examiner is requested to contact the undersigned by telephone prior to the issuance of a further Action.

Applicants are not conceding in this application the claims amended herein are not patentable over the art cited by the Examiner, as the present claim amendments are only for facilitating expeditious prosecution. Applicants respectfully reserve the right to pursue these and other claims in one or more continuations and/or divisional patent applications. Applicants specifically state no amendment to any claim herein should be construed as a disclaimer of any interest in or right to an equivalent of any element or feature of the amended claim.

Atty. Docket No. YOR920030447US1
(590.112)

Claims 1-9, 11-19, and 21 stand rejected under 35 U.S.C. 102(b) as anticipated by Lenchik. Claims 2-10 and 12-20 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Sibal in view of Spriestersbach. Claims 1-5 and 11-15 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Rankin in view of Sibal.

The Remarks submitted with Applicants previous amendment remain applicable and are therefore incorporated by reference as if fully set forth herein. Applicants further point out that, as best understood, neither Lenchik, Sibal, Rankin nor Spriestersbach, either alone or in combination, are sufficient to teach all the limitations of the claimed inventions. Nor do any of these references render the instantly claimed invention obvious under 35 U.S.C. § 103.

Lenchik teaches a method and apparatus for selecting specific icons, all of which are normally available to the device, to display based upon a device's location, in order to facilitate use of numerous icons. *Lenchik*, Abstract. Sibal teaches multi-modal mode-swapping, wherein visual or voice mode (or some combination thereof) can be utilized, depending on upon the effectiveness of the communication, not the location of the device. *Sibal*, Abstract. Rankin teaches transferring particular geographic related information to a mobile device based on location of the device. *Rankin*, Abstract. Spriestersbach teaches a context-aware mobile system that updates the user interface based on the location of the device, thus providing, e.g., default values based on the users' previous inputs in that local. *Spriestersbach*, Abstract.

Whether taken alone or in combination, none of these references, or any other reference cited by the Examiner, teaches, suggests, or motivates one of ordinary skill in

Atty. Docket No. YOR920030447US1
(590.112)

the art to create a multi-modal system wherein a device may have its available resources updated/configured based on the interaction needs of a user in a multi-modal distributed computing environment. *Specification*, page 10, line 1. More specifically, the instantly claimed invention is capable of accommodating the information interaction needs of a user in a multi-modal distributed computing environment based upon location, device, available resource and other environmental factors. *Id* at lines 1-3.

By way of example, each of the above references fails to teach a system capable of configuring a device's resources such that the device is capable of utilizing resources upon entering a network area of the system wherein a new resource is available. This enables the user of the instantly claimed invention to, in addition to utilizing existing resources of the device based upon, *inter alia*, location of the device, to utilize other resources, such as using a video conference screen for a display of a user's mobile device. *Id* at page 10, lines 5-7.

Additionally, the instantly claimed invention enables configuration of the resource such that the device will differentially receive information under separate conditions. For example, the device may be configured to only receive urgent messages in one condition, e.g., travelling, and all messages in another condition, e.g., not travelling. *Id* at page 10, lines 14-16. Thus, the device can have a resource configured to meet the unique needs of a user with a multi-modal distributed computing system.

Furthermore, the instantly claimed invention is capable of storing user preferences and interacting with other devices within the current locale. *Id* at page 9, lines 12-13; page 11, lines 1-7. Thus, resources can be configured accordingly, depending upon, *inter*

Atty. Docket No. YOR920030447US1
(590.112)

alia, the device's interaction with the system network environment, including other devices within that network. *Id* at page 11, lines 1-7. Such "forced behavior" configuration allows more flexibility in configuring the resources of the device of the instantly claimed invention. *Id*.

In an effort to facilitate expeditious prosecution, Applicants have amended the independent claims to recite, *inter alia*, "wherein the mobile device is capable of utilizing the resource based on the interaction needs of the user." This language is intended to clarify that the instantly claimed invention has the capability of configuring the device's resources based on its contextual environment, enabling the device to utilize the most appropriate resources available, in the most appropriate configuration, from the system in order to provide the most appropriate mode of interaction for the user encountering the surrounding system. Thus, Applicants respectfully submit that the instantly claimed invention is clearly distinguishable over the prior art.

In view of the foregoing, it is respectfully submitted that independent claims 1, 11, and 21 fully distinguish over the applied art and are thus in condition for allowance. By virtue of dependence from what are believed to be allowable independent claims, it is respectfully submitted that claims 2-10 and 12-20 are also presently allowable.

/

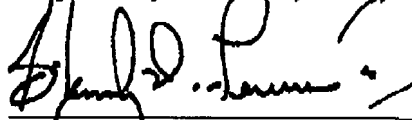
/

/

Atty. Docket No. YOR920030447US1
(590.112)

In summary, it is respectfully submitted that the instant application, including claims 1-21, is presently in condition for allowance. Notice to the effect is earnestly solicited.

Respectfully submitted,



Stanley D. Ference III
Registration No. 33,879

Customer No. 35195
FERENCE & ASSOCIATES LLC
409 Broad Street
Pittsburgh, Pennsylvania 15143
(412) 741-8400
(412) 741-9292 - Facsimile

Attorneys for Applicants